

10007-1312, on a date to be determined, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting Affymetrix, Inc.'s Motion for Summary Judgment on all claims of Enzo Life Sciences, Inc.'s Complaint For Breach Of Contract, Injunctive Relief and Declaratory Judgment.

Dated: December 21, 2012

Respectfully submitted,

By: /s/ Peter E. Root

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